

## AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

		1. CONTRACT ID CODE		PAGE OF PAGES 1 2	
2. AMENDMENT/MODIFICATION NO. <b>03</b>		3. EFFECTIVE DATE <b>September 25, 2006</b>		4. REQUISITION/PURCHASE REQ. NO.	
		5. PROJECT NO. (If applicable)			
6. ISSUED BY  <b>ARCHITECT OF THE CAPITOL</b> United States Capitol Washington, D.C. 20515			7. ADDRESS AMENDMENT/MODIFICATION TO Architect of the Capitol, Procurement Division Ford House Office Building, Attn: John Friedhoff Second and "D" Streets, S.W., Room H2-263 Washington, DC 20515		
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)			(X)	9A. AMENDMENT OF SOLICITATION NO. RFP No. 060094	
				9B. DATED (See Item 11) August 3, 2006	
				10A. MODIFICATION OF CONTRACT/ORDER NO.	
CODE		FACILITY CODE		10B. DATED (See Item 13)	
SUBJECT: <b>IDIQ For Repair, Renovation, Alteration to Facilities for AOC Job Order Contract</b>					

### 11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of offers is NOT extended. **THE DUE DATE FOR PROPOSALS IS September 28, 2006 AT 2:00 PM local time.**

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and return 1 copies of the amendment\*; (b) By acknowledging receipt of this amendment in Block 12 of Page 1 of the solicitation package, giving amendment number and its date; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. **FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER.** If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter make reference to the solicitation and this amendment, and is received prior to the opening/receipt hour and date specified. (\*Note: Please only return 3 copies this amend. Pages 1-2 & NO ATTACHMENTS.)

12. ACCOUNTING AND APPROPRIATION DATA (If required)

### 13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT/ORDER NO. IN ITEM 10A.			
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).			
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:			
D. OTHER (Specify type of modification and authority)			
E. IMPORTANT: Contractor _____ is not, _____ is required to sign this document and return it to the issuing office.			
14. DESCRIPTION OF AMENDMENT/MODIFICATION  1. SEE CONTINUATION PAGES.  Except as provided herein, all terms and conditions of the document referenced in Item 9A, as heretofore changed, remains unchanged and in full force and effect.			
15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR  _____ (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA  By _____ (Signature of Contracting Officer)	16C. DATE SIGNED

AMENDMENT NO.: 03  
Solicitation No. RFP060094

This amendment is issued as follows

Remove Page(s)

Insert Pages

Solicitation, Offer and Award, Page 1      Solicitation, Offer and Award Amend. 3, Page 1

1. The above page 1 of the Solicitation, Offer and Award, Page 1 is replaced to reduce the number of copies required from 4 copies to 3 copies plus the original document.
2. The questions received in writing from contractors are responded to as shown in the attachment to this amendment.

**The due date for proposal remains at September 28, 2006 at 2:00 PM local time.** All other terms and conditions remain the same.

Attachments:    Questions and Answers

Distribution:

Contract File  
COTR -

## **Attachment 1 to RFP060094 Amendment 3**

1. The AOC indicated in its response to Question #7 in Amendment 2 that the cost for an onsite superintendent is to be included in the proposed coefficient. However, if a contractor intends to self-perform most of its work, superintendence is not as easily segregated from direct costs, causing its direct costs to be higher than a contractor that has subcontracted its work. This also allows a self-performing contractor's coefficient to be lower, since superintendence costs would not be included in its coefficient. Please clarify how the AOC intends to evaluate and compare the coefficients of contractors in these two different situations.

Response: The cost for an onsite superintendent is to be included in the proposed coefficient as identified in the Schedule, page 1, items 001, 002, 003, and 004.

2. The AOC indicated in its response to Question #7 in Amendment 2 that bonding costs are to be included in the proposed coefficient. However, FAR52.232-5 paragraph (g) (in the General Conditions) states, "In making these progress payments, the AOC shall, upon request, reimburse the Contractor for the amount of premiums paid for performance and payment bonds..." Please clarify if bond premiums will be reimbursed on a task order basis by the Government, or if the contractor should include them in its coefficient.

Response: The bid bond premium should be included in the proposed coefficient.

Performance & Payment bonds costs may be charged on a task order basis.

3. Paragraph 5.6 of the Supplementary Conditions states that option year coefficients will be calculated by multiplying the base coefficient by the annual percentage increase of the Construction Cost Index in ENR. This seems to be an unnecessary increase for a coefficient that is used as an adjustment to direct costs. The subcontractor quotes, which reflect current costs, will already account for inflation or deflation, so adjusting the coefficient by the change in CCI would lead to an already current price being increased by inflation. For example, if a contractor originally bid a coefficient of 1.30 and the ENR CCI increases 3% each year, the coefficient for the final term of the contract (Option Year 4) would be 1.46, a 12.5% increase. Meanwhile, subcontractors' prices will also be increasing by roughly 3% annually, thus compounding the effect of inflation. Please confirm that this clause applies to this contract, and that the above

interpretation of the calculation of option year coefficients is correct.

Response: The coefficient in the clause in paragraph 5.6 of the Supplementary Conditions should be adjusted in the proposed contract on an annual basis.

4. Please confirm that the response submittal shall include 4 copies each of the technical proposal and the price proposal.

Response: Each company's proposal, or response submittal shall include an original and 3 copies for the technical and business proposal.

5. I understand, per Addendum # 2, that a 20% (of the Max. annual contract amount - \$5,000,000) bid bond is required for the IDIQ contract. Our concern is that through this bond, our bonding company put a hold on this level of our bonding capacity (\$5,000,000) while the AOC makes an award decision and then in only based on a probable amount of work that may or may not be awarded by the AOC. Would it be sufficient for the AOC to receive letters of bonding capacity instead?

Response: No.

<b>SOLICITATION, OFFER, AND AWARD</b> <i>(Construction, Alteration, or Repair)</i> January 2004	1. SOLICITATION NO.	2. TYPE OF SOLICITATION	3. DATE ISSUED	PAGE OF PAGES	
	RFP NO. 060094	----- SEALED BID (IFB) <u>XX</u> NEGOTIATED (RFP)	3 AUG 06	1	2

IMPORTANT - The "offer" section on page 2 of 2 must be fully completed by offeror.

4. CONTRACT NO.		5. REQUISITION NO.		6. PROJECT NO.	
7. ISSUED BY  ARCHITECT OF THE CAPITOL United States Capitol Washington, D.C. 20515		CODE _____		8. ADDRESS OFFER TO ( <b>NOTE - All handcarried bids will be rejected</b> ) Architect of the Capitol Procurement Division Ford House Office Building Attn: John Friedhoff Room H2-263 Bid Room Second and "D" Streets, S.W. Washington, DC 20515	
9. FOR INFORMATION CALL:		A. NAME		B. TELEPHONE NO. (Include area code) (NO COLLECT CALLS)	
		John Friedhoff		(202) 226-4525	

#### SOLICITATION

NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".

SUBJECT: **Job Order Contract for Architect of the Capitol.**

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, identifying no., date):

11. The CONTRACTOR shall complete performance within **SEE CLAUSE AOC 52.211-5, SUPPLEMENTARY CONDITIONS** after Notice of Award of Task Order.

12. The CONTRACTOR must furnish any required performance, payment bonds and insurance: XX YES \_\_\_ NO. If YES, within 15 calendar days after award.

13. ADDITIONAL SOLICITATION REQUIREMENTS:

A. Sealed offers in original and 3 copies to perform the work required are due at the place specified in Item 8 by **2:00 p.m.** local time **Sept. 28, 2006**. If this is a sealed bid solicitation, offers must be publicly opened at that time. Sealed envelopes containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.

B. An offer guarantee XX is, \_\_\_ is not required.

C. All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by reference.

D. Offers providing less than 90 Calendar days for Government acceptance after the date offers are due will not be considered and will be rejected.

**RFP060094 Amendment 03**

**OFFER (Must be fully completed by offeror)**

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)

DUNS NO. \_\_\_\_\_ TIN \_\_\_\_\_

15. TELEPHONE &amp; FACSIMILE NOS. (Include area codes)

16. REMITTANCE ADDRESS (Include only if different than Item 14)

17. The offeror agrees to perform the work required at the prices specified in the Schedule in strict accordance with the terms of this solicitation, if this offer is accepted by the Government in writing within 60 calendar days after the date offers are due.

18. The Offeror agrees to furnish any required performance, payment bonds and insurance.

**19. ACKNOWLEDGMENT OF AMENDMENTS**

(The offeror acknowledges receipt of amendments to the solicitation - give number and date of each)

AMENDMENT NO.										
DATE										
20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print)				20B. SIGNATURE					20C. OFFER DATE	

**AWARD (To be completed by Government)**

21. ITEMS ACCEPTED:

22. AMOUNT

23. ACCOUNTING AND APPROPRIATION

24. SUBMIT INVOICES TO ADDRESS SHOWN IN ITEM 27-  
(In Triplicate)

25. AUTHORITY FOR NEGOTIATION, IF APPLICABLE

26. ADMINISTERED BY:

CODE \_\_\_\_\_

See Block 8

27. PAYMENT WILL BE MADE BY:

ARCHITECT OF THE CAPITOL  
Ford House Office Building  
Accounting Office, Room H2-205  
Washington, D.C. 20024

**CONTRACTING OFFICER WILL COMPLETE ITEM 28 OR 29 AS APPLICABLE**

\_\_\_\_ 28. NEGOTIATED AGREEMENT (Contractor is required to sign this document and return \_\_\_\_\_ copies to issuing office.) Contractor agrees to furnish and deliver all items or perform all work, requisitions identified on this form and any continuation sheets for the consideration stated in the contract. The rights and obligations of the parties to this contract shall be governed by (a) this contract award, (b) the solicitation, and (c) the clauses, requirements, certifications, and specifications or incorporated by reference in or attached to this contract.

\_\_\_\_ 29. AWARD (Contractor is not required to sign this document.) Your offer on this solicitation, is hereby accepted as to the items listed. This award consummates the contract, which consists of (a) the government solicitation and your offer, and (b) this contract award. No further contractual document is necessary.

30A. NAME AND TITLE OF CONTRACTOR OR PERSON AUTHORIZED TO SIGN  
(Type or print)

31A. NAME OF CONTRACTING OFFICER (Type or print)

30B. SIGNATURE

30C. DATE

31B. UNITED STATES OF AMERICA

31C. AWARD DATE

BY: